

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S1137–S1222

Measures Introduced: Six bills and one resolution were introduced, as follows: S. 1964–1969, and S. Res. 212. **Page S1208**

Measures Passed:

Condolences to Family of Daniel Pearl: Senate agreed to S. Res. 212, expressing the condolences of the Senate to the family of Daniel Pearl.

Pages S1221–22

Tribal Claims: Senate passed S. 1857, to encourage the negotiated settlement of tribal claims, after agreeing to a committee amendment in the nature of a substitute. **Page S1222**

Election Reform: Senate continued consideration of S. 565, to establish the Commission on Voting Rights and Procedures to study and make recommendations regarding election technology, voting, and election administration, to establish a grant program under which the Office of Justice Programs and the Civil Rights Division of the Department of Justice shall provide assistance to States and localities in improving election technology and the administration of Federal elections, and to require States to meet uniform and nondiscriminatory election technology and administration requirements for the 2004 Federal elections, taking action on the following amendments proposed thereto:

Pages S1142–51 S1166–94

Adopted:

Dodd (for Harkin/McCain) Amendment No. 2913, to express the sense of the Congress that curbside voting should be only an alternative of last resort when providing accommodations for disabled voters (*adopted by the Senate on Monday, February 25, 2002.*)

McConnell (for Gramm) Amendment No. 2927, to guarantee the right of all active duty military personnel, merchant mariners, and their dependents to vote in Federal, State, and local elections. **Page S1143**

Dodd (for Feinstein) Amendment No. 2928, to determine whether voting systems are able to accom-

modate as many voters who have a limited proficiency in the English language as possible.

Page S1143

Dodd (for Landrieu) Amendment No. 2869, to express the sense of the Senate regarding State and local input into changes made to the electoral process. **Page S1147**

Dodd (for Feinstein) Amendment No. 2931, to ensure the security, confidentiality, and integrity of personal information collected, stored, or otherwise used by the free access system established for the purpose of permitting individuals casting provisional ballots to determine the final disposition of their vote. **Page S1147**

Dayton Modified Amendment No. 2898, to conduct a study on the establishment of a program that makes free postage available for certain individuals with respect to absentee ballots cast in elections for Federal office. **Pages S1147–48**

Dodd (for Harkin) Modified Amendment No. 2912, to provide funds for protection and advocacy systems of each State to ensure full participation in the electoral process for individuals with disabilities. **Pages S1143–47, S1148–49**

Hatch Modified Amendment No. 2934, to express the Sense of the Senate that full funding shall be provided to each State and locality to meet the requirements relating to compliance with election technology and administration pursuant to this Act. **Page S1166**

By a unanimous vote of 97 yeas (Vote No. 36), Cleland/Miller Amendment No. 2883, to amend the short title to read “Martin Luther King, Jr. Equal Protection of Voting Rights Act of 2001”.

Pages S1170–71

Dodd (for Sarbanes) Amendment No. 2938, to establish the “Help America Vote College Program”.

Pages S1193–94

Dodd (for Sessions) Amendment No. 2939, to authorize the Election Administration Commission to award grants to the National Student/Parent Mock Election to enable it to carry out voter education activities for students and their parents. **Pages S1193–94**

Pending:

Clinton Amendment No. 2906, to establish a residual ballot performance benchmark.

Pages S1142, S1170

Dodd (for Schumer) Modified Amendment No. 2914, to permit the use of a signature or personal mark for the purpose of verifying the identity of voters who register by mail.

Page S1142

Dodd (for Kennedy) Amendment No. 2916, to clarify the application of the safe harbor provisions.

Page S1142

Hatch Amendment No. 2935, to establish the Advisory Committee on Electronic Voting and the Electoral Process, and to instruct the Attorney General to study the adequacy of existing electoral fraud statutes and penalties.

Page S1168

Hatch Amendment No. 2936, to make the provisions of the Voting Rights Act of 1965 permanent.

Page S1169

Schumer/Wyden Amendment No. 2937, to permit the use of a signature or personal mark for the purpose of verifying the identity of voters who register by mail.

Pages S1172–88

Smith (NH) Amendment No. 2933, to prohibit the broadcast of certain false and untimely information on Federal elections.

Page S1188

A unanimous-consent-time agreement was reached providing for further consideration of Schumer/Wyden Amendment No. 2937 (listed above), on Wednesday, February 27, 2002, with a vote on or in relation to the amendment to occur at 10 a.m.

Page S1222

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Wednesday, February 27, 2002.

Page S1222

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 98 yeas (Vote No. EX. 35), Robert E. Blackburn, of Colorado, to be United States District Judge for the District of Colorado.

Pages S1137–41, S1222

By unanimous vote of 98 yeas (Vote No. EX. 37), Cindy K. Jorgenson, of Arizona, to be United States District Judge for the District of Arizona.

Pages S1171, S1222

Nominations Received: Senate received the following nominations:

Robert Watson Cobb, of Maryland, to be Inspector General, National Aeronautics and Space Administration.

Major General Charles F. Bolden, Jr., United States Marine Corps, to be Deputy Administrator of the National Aeronautics and Space Administration.

Otto J. Reich, of Virginia, to be an Assistant Secretary of State (Western Hemisphere Affairs).

Michael Alan Guhin, of Maryland, a Career Member of the Senior Executive Service, for the rank of Ambassador during tenure of service as U.S. Fissile Material Negotiator.

1 Air Force nomination in the rank of general.

24 Army nominations in the rank of general.

23 Navy nominations in the rank of admiral.

Routine lists in the Army.

Page S1222

Messages From the House:

Page S1205

Measures Read First Time:

Page S1205

Executive Communications:

Pages S1205–07

Executive Reports of Committees:

Pages S1207–08

Additional Cosponsors:

Pages S1208–09

Statements on Introduced Bills/Resolutions:

Pages S1209–17

Additional Statements:

Pages S1200–05

Amendments Submitted:

Pages S1217–21

Authority for Committees to Meet:

Page S1221

Record Votes: Three record votes were taken today. (Total—37)

Pages S1140–41, S1171, S1171

Adjournment: Senate met at 9:45 a.m., and adjourned at 8:36 p.m., until 9:30 a.m., on Wednesday, February 27, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S1222).

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary concluded hearings on proposed budget estimates for fiscal year 2003 for the Department of Justice, after receiving testimony from John Ashcroft, Attorney General, Department of Justice.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations concluded hearings on proposed budget estimates for fiscal year 2003 for the United States Agency for International Development, after receiving testimony from Andrew S. Natsios, Administrator, U.S. Agency for International Development.

ACCOUNTING AND INVESTOR PROTECTION

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings to examine accounting and investor protection issues, focusing on proposals to reform financial reporting by public companies, accounting standards, and oversight of

the accounting profession, receiving testimony from Walter P. Schuetze, Michael H. Sutton, Lynn E. Turner, all Chief Accountants, Securities and Exchange Commission; and Dennis R. Beresford, former Chairman, Financial Accounting Standards Board.

Hearings continue on Tuesday, March 5.

2003 BUDGET

Committee on the Budget: Committee concluded hearings on the President's proposed budget request for fiscal year 2003 for the Federal Highway Administration, Army Corps of Engineers, and the Department of Education, after receiving testimony from Mary E. Peters, Administrator, Federal Highway Administration, and Donna McLean, Assistant Secretary for Budget and Programs/Chief Financial Officer, both of the Department of Transportation; Michael Parker, Assistant Secretary of the Army for Civil Works; Lt. Gen. Robert B. Flowers, Chief of Engineers, United States Corps of Engineers; Thomas A. Till, Executive Director, Amtrak Reform Council; Bob Chase, National Education Association, and Larry M. King, Pennsylvania Department of Transportation, Harrisburg, on behalf of the American Association of State Highway and Transportation Officials.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee met and approved the issuance of a subpoena to Sherron Watkins, Enron Corporation, Houston, Texas.

ENRON CORPORATION

Committee on Commerce, Science, and Transportation: Committee held hearings to examine certain issues contributing to the collapse of Enron Corporation, receiving testimony from Sherron Watkins, Houston, Texas, and Jeffrey McMahon, Washington, D.C., both of Enron Corporation; and Jeffrey Skilling, Washington, D.C.

Hearings recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Raymond L. Orbach, of California, to be Director of the Office of Science, Department of Energy, after the nominee, who was introduced by Senator Feinstein, testified and answered questions in his own behalf.

WATER INVESTMENT ACT

Committee on Environment and Public Works: Committee concluded hearings to examine S. 1961, to improve financial and environmental sustainability of the water programs of the United States, and other

related measures including S. 252, to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds; S. 285, to amend the Federal Water Pollution Control Act to authorize the use of State revolving loan funds for construction of water conservation and quality improvements; S. 503, to amend the Safe Water Act to provide grants to small public drinking water system; and S. 1044, to amend the Federal Water Pollution Control Act to provide assistance for nutrient removal technologies to States in the Chesapeake Bay watershed; after receiving testimony from Senator Kyl; Benjamin H. Grumbles, Deputy Assistant Administrator for Water, Environmental Protection Agency; Mayor Douglas H. Palmer, Trenton, New Jersey, on behalf of the United States Conference of Mayors; Joseph A. Moore, Chicago, Illinois, on behalf of the National League of Cities; Nancy Stoner, Natural Resources Defense Council, on behalf of the Clean Water Network, Paul D. Schwartz, Clean Water Action, and Terry R. Yellig, Sherman, Dunn, Cohen, Leifer, and Yellig, on behalf of the Building and Construction Trades Department (AFL-CIO), all of Washington, D.C.; William Kukurin, Kukurin Contracting, Inc., Export, Pennsylvania, on behalf of the Associated Builders and Contractors; and Jim Barron, Ronkin Construction, Arlington, Virginia, on behalf of the National Utility Contractors Association.

NOMINATION

Committee on Health, Education, Labor, and Pensions: Committee concluded hearings on the nomination of Gerald Reynolds, of Missouri, to be Assistant Secretary of Education for Civil Rights, after the nominee testified and answered questions in his own behalf.

INDIAN TRIBAL TRUST FUNDS

Committee on Indian Affairs: Committee held hearings to examine rulings of the United States Supreme Court affecting tribal government powers and authorities, focusing on trust reform and trust asset management, after receiving testimony from Neal A. McCaleb, Assistant Secretary for Indian Affairs, James Cason, Associate Deputy Secretary for Indian Affairs, and Thomas N. Slonaker, Special Trustee for American Indian Trust Funds, Office of the Special Trustee, all of the Department of the Interior; Reid Chambers and Douglas Endreson, both of Sonosky, Chambers, Sachse, and Endreson, Washington, D.C.; Donald T. Gray, Nixon, Peabody, LLP, San Francisco, California; Tex G. Hall, Three Affiliated Tribes of the Fort Berthold Reservation, New Town, North Dakota, on behalf of the National Congress of American Indians; Clifford Lyle Marshall, Hoopa Valley Tribal Council, Hoopa, California; Gary S.

Morishima, Intertribal Timber Council, Portland, Oregon; James T. Martin, United South and Eastern Tribes, Nashville, Tennessee; Edward K. Thomas, Central Council of the Tlingit and Haida Indian Tribes of Alaska, Juneau; and Charles O. Tillman, Jr., Osage Nation, Pawhuska, Oklahoma, and Bill Martin, Juneau, Alaska, both on behalf of the Intertribal Monitoring Association on Indian Trust Funds.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Ralph R. Beistline, to be United States District Judge for the District of Alaska, D. Brooks Smith, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, Randy Crane, to be United States District Judge for the Southern District of Texas, and David C. Bury, to be United States District Judge for the District of Arizona, after the nominees testified and answered questions in their own behalf. Mr. Beistline was introduced by Senators Stevens and Murkowski, Mr. Smith was introduced by Senators Specter and Santorum, Mr. Crane was introduced by Senator Gramm and Representative Hinojosa, and Mr. Bury was introduced by Senator Kyl.

U.S. PORT SECURITY

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings to examine the security of U.S. ports against terror, focusing on technology, resources, and homeland defense, after receiving testimony from Capt. William G. Schubert, Maritime Administrator, and Rear Adm. Kenneth T. Venuto, Director of Operations Policy, United States Coast Guard, both of the Department of Transportation; Bonni G. Tischler, Assistant Commissioner, Office of Field Operations, U. S. Customs Service, Department of the Treasury; Richard D. Steinke, Port of Long Beach, Long Beach, California, on behalf of the American Association of Port Authorities; F. Amanda DeBusk, former Assistant Secretary of Commerce for Export Enforcement, and former Commissioner, Interagency Commission on Crime and Security in U.S. Seaports, Washington, D.C.; Kim E. Peterson, Maritime Security Council, Fort Lauderdale, Florida; Rob Quartel, Freightdesk Technologies, Inc., McLean, Virginia; and Charles W. Upchurch, SGS Global Trade Solutions, Inc., New York, New York, on behalf of the Global Alliance for Trade Efficiency.

House of Representatives

Chamber Action

Measures Introduced: 15 public bills, H.R. 3784–3798; and 5 resolutions, H.J. Res. 83; H. Con. Res. 333–334, and H. Res. 349 and 351 were introduced.

Page H561

Reports Filed: Reports were filed today as follows:

H. Res. 350, providing for consideration of H.R. 1542, to deregulate the Internet and high speed data services (H. Rept. 107–361).

Page H560

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Biggert to act as Speaker pro tempore for today.

Page H525

Wreath Laying Ceremonies at the Washington Monument Observance of George Washington's Birthday: The Chair announced the Speaker's appointment of Representative Bartlett of Maryland to represent the House at wreath-laying ceremonies at the Washington Monument for the observance of George Washington's birthday held on Friday, February 22, 2002. Subsequently, agreed that the pro-

gram and the remarks made by Representative Bartlett be inserted in today's Congressional Record.

Pages H525–26

Suspensions: The House agreed to suspend the rules and pass the following measures:

Family Sponsor Immigration: Agreed to the Senate amendment to H.R. 1892, to amend the Immigration and Nationality Act to provide for the acceptance of an affidavit of support from another eligible sponsor if the original sponsor has died and the Attorney General has determined for humanitarian reasons that the original sponsor's classification petition should not be revoked (agreed to by a yeas-and-nays vote of 404 yeas to 3 nays, Roll No. 39) clearing the measure for the President;

Pages H527–29, H536

Appalachian Regional Development Act Amendments: S. 1206, to reauthorize the Appalachian Regional Development Act of 1965—clearing the measure for the President; and

Pages H529–33

Tragic Eruption of the Nyiragongo Volcano in the Congo: H. Con. Res. 304, amended, expressing sympathy to the people of the Democratic Republic of the Congo who were tragically affected by the eruption of the Nyiragongo volcano on January 17, 2002, and supporting an increase in the amount of assistance provided by the United States to the people of the Democratic Republic of the Congo (agreed to by a yea-and-nay vote of 405 yeas to 1 nay, Roll No. 40). Amended the title so as to read "Concurrent resolution expressing sympathy to the people of the Democratic Republic of the Congo who were tragically affected by the eruption of the Nyiragongo volcano on January 17, 2002." **Pages H533–35, H536–37**

Recessed: The House recessed at 2:50 p.m. and reconvened at 6:30 p.m. **Page H535**

Committee Resignation and Election—Committee on International Relations: Read a letter from Representative Burr wherein he announced his resignation from the Committee on International Relations. Subsequently the House agreed to H. Res. 349, electing Representative Green of Wisconsin to the Committee on International Relations. **Page H535**

National Urban Air Toxics Research Center: The Chair announced the Speaker's appointment of Mr. Hans P. Blaschek of Champaign, Illinois to the Board of Directors of the National Urban Air Toxics Research Center. **Page H535**

First Sponsor: Agreed that hereafter Representative DeMint will be considered as the first sponsor of H.R. 2714, to terminate the Internal Revenue Code of 1986, for the purpose of adding cosponsors and requesting reprints pursuant to clause 7 of rule XII. The bill was originally introduced by former Representative Largent. **Page H537**

Senate Message: Messages received from the Senate today appears on page H525.

Referrals: S. 980 was referred to the Committees on Energy and Commerce and Transportation and Infrastructure. S.J. Res. 32 was referred to the Committee on Armed Services. **Page H557**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages H536, H536–37. There were no quorum calls.

Adjournment: The House met at 2 p.m. and adjourned at 10:28 p.m.

Committee Meetings

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services and Education held a hearing on SSA. Testimony was heard from the following officials of the Social Security Administration: JoAnne B. Barnhart, Commissioner; and James G. Huse, Jr., Inspector General.

NATIONAL NUCLEAR SECURITY ADMINISTRATION IMPLEMENTATION

Committee on Armed Services: Special Oversight Panel on Department of Energy Reorganization held a hearing on the implementation of the National Nuclear Security Administration of the provisions contained in Title 32 of the National Defense Authorization Act for Fiscal Year 2000. Testimony was heard from Gen. John A. Gordon, USAF (Ret.), Administrator, National Nuclear Security Administration, Department of Energy; and Gary Jones, Director, Natural Resources and Environment, GAO.

RETIREMENT PROTECTION

Committee on Financial Services: Subcommittee on Oversight and Investigations held a hearing entitled "Retirement Protection: Fighting fraud in the sale of death." Testimony was heard from Dan Mihalko, Inspector in Charge, Congressional and Public Affairs Division, U.S. Postal Service; the following officials of the State of Ohio: J. Lee Covington II, Director, Department of Insurance; and Thomas E. Geyer, Assistant Director, Department of Commerce; and public witnesses.

NATIONAL DRUG CONTROL STRATEGY

Committee on Government Reform: Subcommittee on Criminal Justice, Drug Policy and Human Resources held a hearing on "The National Drug Control Strategy for 2002." Testimony was heard from the following officials of the Office of National Drug Control Policy: John Walters, Director; and David Riviat, Budget Chief.

HOMELAND SECURITY MISSIONS

Committee on Government Reform: Subcommittee on Technology and Procurement Policy held a hearing on "Helping Federal Agencies Meet Their Homeland Security Missions: How Private Sector Solutions Can Be Applied to Public Sector Problems." Testimony was heard from Pat Schambach, Chief Information Officer, Department of Transportation; Fernando

Burbano, Chief Information Officer, Department of State; S. W. Hall, Jr., Chief Information Officer, U.S. Customs Service, Department of the Treasury; Ronald Miller, Chief Information Officer, FEMA; and public witnesses.

CYBER SECURITY ENHANCEMENT ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action, as amended, H.R. 3482, Cyber Security Enhancement Act of 2001.

INTERNET FREEDOM AND BROADBAND DEVELOPMENT ACT

Committee on Rules: Granted, by voice vote, a structured rule on H.R. 1542, Internet Freedom and Broadband Development Act of 2001, providing one hour and twenty minutes of general debate, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce and twenty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. The rule provides that the amendment in the nature of a substitute printed in part A of the report of the Committee on Rules accompanying the resolution shall be considered as adopted in the House and in the Committee of the Whole. The rule provides that the bill, as amended, shall be considered as the original bill for the purpose of further amendment and shall be considered as read. The rule provides that no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. The rule provides that the amendments printed in part B of the report may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against amendments printed in part B of the report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Tauzin and Representatives Upton, Cox, Buyer, Cannon, Flake, Dingell, Towns, Conyers, Nadler, and Jackson-Lee.

ADOPTING RULES COMMITTEE VIEWS AND ESTIMATES ON THE PRESIDENT'S FY 2003 BUDGET

Committee on Rules: By voice vote, the Committee adopted its views and estimates on the President's fiscal year 2003 budget.

RETIREMENT SECURITY AND DEFINED CONTRIBUTION PLANS

Committee on Ways and Means: Held a hearing on Retirement Security and Defined Contribution Plans. Testimony was heard from Mark Weinberger, Assistant Secretary, Tax Policy, Department of the Treasury; Ann L. Combs, Assistant Secretary, Pension and Welfare Benefits, Department of Labor; and public witnesses.

COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 27, 2002

(Committee meetings are open unless otherwise indicated)

Senate

Special Committee on Aging: to hold hearings to examine the shortage of geriatric trained health care professionals, 9 a.m., SD-628.

Committee on Appropriations: Subcommittee on Transportation, to hold hearings to examine highway safety programs, 9:30 a.m., SD-116.

Subcommittee on VA, HUD, and Independent Agencies, to hold hearings to examine the role of the Federal Emergency Management Agency concerning terrorism response, 9:30 a.m., SD-124.

Subcommittee on Defense, to hold hearings to examine proposed budget estimates for fiscal year 2003 for the Department of Defense, 10 a.m., SD-192.

Subcommittee on Agriculture, Rural Development, and Related Agencies, to hold hearings to examine the overview of the U.S. Department of Agriculture, 10 a.m., SD-138.

Committee on Armed Services: Subcommittee on Readiness and Management Support, to hold hearings to examine acquisition policy issues of the Department of Defense, 10 a.m., SR-222.

Subcommittee on Emerging Threats and Capabilities, to hold hearings to examine Iraq's weapons of mass destruction program; to be followed by closed hearings in SR-232A, 2:30 p.m., SR-222.

Committee on Banking, Housing, and Urban Affairs: to hold oversight hearings to examine issues with respect to corporate governance, 10 a.m., SD-538.

Committee on the Budget: to hold hearings to examine the long-term budgetary outlook, 10 a.m., SD-608.

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space, to hold hearings on S. 414, to amend the National Telecommunications and Information Administration Organization Act

to establish a digital network technology program, focusing on the digital divide and minority serving institutions, 2 p.m., SR-253.

Committee on Finance: to hold hearings to examine retirement security in light of the fall of Enron Corporation, 2 p.m., SD-215.

Committee on Foreign Relations: to hold hearings to examine the development of a secure future, focusing on democratization, poverty alleviation, and human rights, 10 a.m., SD-419.

Subcommittee on International Operations and Terrorism, to hold hearings to examine U.S. contributions toward the United Nation's Population Fund and how it effects the lives of women, 2:15 p.m., SD-419.

Committee on Governmental Affairs: to hold hearings to examine the fall of the Enron Corporation and the silence of the Wall Street analysts, 9:30 a.m., SD-342.

Committee on Health, Education, Labor, and Pensions: to hold hearings to examine S. 1284, to prohibit employment discrimination on the basis of sexual orientation, 10 a.m., SD-430.

Subcommittee on Employment, Safety and Training, to hold hearings to examine workplace safety and health issues with respect to immigrant and low-wage workers, 2 p.m., SD-430.

Committee on Indian Affairs: to hold oversight hearings on the management of Indian Trust Funds, 2 p.m., SD-106.

Committee on the Judiciary: to hold hearings to examine sovereign immunity and the protection of intellectual property, 10 a.m., SD-226.

Committee on Small Business and Entrepreneurship: to hold hearings to examine the President's proposed budget request for fiscal year 2003 for the Small Business Administration, 9 a.m., SR-428A.

Committee on Veterans' Affairs: to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Disabled American Veterans and the Veterans of Foreign Wars, 9:30 a.m., 345 Cannon Building.

House

Committee on Agriculture, to consider Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget, 10 a.m., 1300 Longworth.

Committee on Appropriations, Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies, on NRE/Natural Resources Conservation Service, 9:30 a.m., 2362A Rayburn.

Subcommittee on Commerce, Justice, State and Judiciary, on Secretary of Commerce, 2 p.m., 2358 Rayburn.

Subcommittee on Energy and Water Development, on U.S. Army Corps of Engineers, 10 a.m., 2362B Rayburn.

Subcommittee on Interior, on Secretary of the Interior, 10 a.m., B-308 Rayburn.

Subcommittee on Labor, Health and Human Services and Education, on Department of Labor-Employment Assistance and Training Activities Panel, 9:45 a.m., 2358 Rayburn.

Subcommittee on Military Construction, on Army, 1:30 p.m., H-140 Rayburn.

Subcommittee on Transportation, on the Future of AMTRAK, 1 p.m., 2358 Rayburn.

Subcommittee on Treasury, Postal Service and General Government, on U.S. Customs, 10 a.m., 2359 Rayburn and on Secret Service, 2 p.m., 2362A Rayburn.

Committee on Armed Services, to continue hearings on the fiscal year 2003 National Defense Authorization budget request, 2 p.m., 2118 Rayburn.

Subcommittee on Military Procurement and the Subcommittee on Military Research and Development, joint hearing on the Missile Defense Agency and the fiscal year 2003 National Defense Authorization budget request, 10 a.m., 2118 Rayburn.

Committee on Education and the Workforce, Subcommittee on Employer-Employee Relations, hearing on "Enron and Beyond: Legislative Solutions," 10:30 a.m., 2175 Rayburn.

Subcommittee on 21st Century Competitiveness, hearing on "Assessing the Child Care and Development Block Grant," 2 p.m., 2175 Rayburn.

Committee on Financial Services, hearing on monetary policy and the state of the economy, 10 a.m., 2128 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled "How much are Americans at risk until Congress Passes Terrorism Insurance Protection?" 3 p.m., 2128 Rayburn.

Committee on Government Reform, hearing on "Justice Department Misconduct in Boston: Are Legislative Solutions Required?" 10 a.m., 2154 Rayburn.

Committee on International Relations, Subcommittee on East Asia and the Pacific and the Subcommittee on the Middle East and South Asia, joint hearing on U.S. Security Policy in Asia and the Pacific: the View from Pacific Command, 10 a.m., 2172 Rayburn.

Subcommittee on Europe, to mark up H. Res. 339, urging the Government of Ukraine to ensure a democratic, transparent, and fair election process leading up to the March 31, 2002, parliamentary elections; followed by a hearing on U.S.-Russian Relations: An Assessment, 1:45 p.m., 2172 Rayburn.

Committee on the Judiciary, to consider Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget, and to mark up H.R. 2146, Two Strikes You're Out Child Protection Act, 10:30 a.m., 2141 Rayburn.

Committee on Resources, to mark up the following measures: H. Con. Res. 275, expressing the sense of the Congress that hunting seasons for migratory mourning doves should be modified so that individuals have a fair and equitable opportunity to hunt such birds; H.R. 706, to direct the Secretary of the Interior to convey certain properties in the vicinity of the Elephant Butte Reservoir and the Caballo Reservoir, New Mexico; H.R. 1712, to authorize the Secretary of the Interior to make minor adjustments to the boundary of the National Park of American Samoa to include certain portions of the islands of Ofu and Olosega within the park; H.R. 1870, Fallon Rail Freight Loading Facility Transfer Act; H.R. 1883, Burnt,

Malheur, Owyhee, and Powder River Basin Water Optimization Feasibility Study Act of 2001; H.R. 2963, Deep Creek Wilderness Act; and H.R. 3389, National Sea Grant College Program Act Amendments of 2001, 10 a.m., 1324 Longworth.

Subcommittee on Energy and Mineral Resources, oversight hearing on Fiscal Year 2003 U.S. Geological Survey, Minerals Management Service and Office of Surface Mining Reclamation and Enforcement Budgets, 2 p.m., 1324 Longworth.

Committee on Science, hearing on NASA's Fiscal Year 2003 Budget Request, 10 a.m., 2318 Rayburn.

Committee on Small Business, hearing on "Subsidy Rate Calculation: An Unfair Tax on Small Business?" 2 p.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, to consider the following: Committee Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget; public buildings 112(b) resolutions; S. 1622, to extend the period of availability of unemployment assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act in the case of victims of the terrorist attacks of September 11, 2001; H.R. 2804, to designate the United States courthouse located at 95 Seventh Street in San Francisco, California, as the "James R. Browning United States Courthouse;" H.R. 3282, to designate the Federal building and United States courthouse located at 400 North Main Street in Butte, Montana, as the "Mike Mansfield Federal Building and United States Courthouse;" H.R. 3643, to designate the Federal building and United States courthouse located at 120 12th Street in Columbus, Georgia, as the "J. Robert Elliott

Federal Building and United States Courthouse;" S. 1270, to designate the United States courthouse to be constructed at 8th Avenue and Mill Street in Eugene, Oregon, as the "Wayne Lyman Morse United States Courthouse;" H. Con. Res. 255, expressing the sense of the Congress regarding the 30th anniversary of the enactment of the Clean Water Act; and other pending business, 1 p.m., 2167 Rayburn.

Subcommittee on Aviation, hearing on Aviation Security, focusing on Passenger Profiling, 9:30 a.m., 2167 Rayburn.

Subcommittee on Water Resources and Environment, hearing on the Corps of Engineers' Budget and Priorities for Fiscal Year 2003, 2:30 p.m., 2167 Rayburn.

Committee on Veterans' Affairs, Subcommittee on Health, hearing to consider issues of operational and medical readiness in the active duty force and their relationships to the health status of the veteran population, 2 p.m., 334 Cannon.

Committee on Ways and Means, to consider Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget; and to hold a hearing on the WTO's Extraterritorial Income Decision, 10:30 a.m., 1100 Longworth.

Joint Meetings

Joint Meetings: Senate Committee on Veterans' Affairs, to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Disabled American Veterans and the Veterans of Foreign Wars, 9:30 a.m., 345 Cannon Building.

Next Meeting of the SENATE

9:30 a.m., Wednesday, February 27

Senate Chamber

Program for Wednesday: Senate will continue consideration of S. 565, Election Reform, with a vote on or in relation to Schumer/Wyden Amendment No. 2937.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, February 27

House Chamber

Program for Wednesday: Consideration of H.R. 1542, Internet Freedom and Broadband Deployment Act (structured rule, 1 hour and 20 minutes of debate).

Extensions of Remarks, as inserted in this issue

HOUSE

Ackerman, Gary L., N.Y., E211
 Andrews, Robert E., N.J., E197
 Baca, Joe, Calif., E192
 Baldwin, Tammy, Wisc., E210
 Bentsen, Ken, Tex., E198
 Berkley, Shelley, Nev., E210
 Berman, Howard L., Calif., E212
 Blagojevich, Rod R., Ill., E196
 Bonior, David E., Mich., E203, E205, E207
 Burton, Dan, Ind., E194
 Cardin, Benjamin L., Md., E210
 Clement, Bob, Tenn., E206, E207
 Combest, Larry, Tex., E193, E194
 Cramer, Robert E. (Bud), Jr., Ala., E189, E191, E193, E194
 DeLauro, Rosa L., Conn., E204, E206, E208

Faleomavaega, Eni F.H., American Samoa, E196
 Goss, Porter J., Fla., E209
 Hall, Tony P., Ohio, E202
 Harman, Jane, Calif., E211
 Hart, Melissa A., Pa., E210
 Hefley, Joel, Co., E192
 Hilliard, Earl F., Ala., E189
 Hinojosa, Rubén, Tex., E204
 Hoekstra, Peter, Mich., E201
 Kaptur, Marcy, Ohio, E190, E195
 Lampson, Nick, Tex., E209
 Lantos, Tom, Calif., E189, E191
 Lucas, Ken, Ky., E207, E209
 McCarthy, Karen, Mo., E193
 McDermott, Jim, Wash., E199
 McInnis, Scott, Colo., E196, E201, E203, E205, E207, E209
 McKinney, Cynthia A., Ga., E189

Moore, Dennis, Kansas, E193
 Nadler, Jerrold, N.Y., E192
 Oberstar, James L., Minn., E195
 Olver, John W., Mass., E191
 Pallone, Frank, Jr., N.J., E196
 Pascrell, Bill, Jr., N.J., E191, E195
 Pence, Mike, Ind., E200
 Radanovich, George, Calif., E192, E203, E208
 Rogers, Mike, Mich., E189, E199
 Rothman, Steven R., N.J., E211
 Sanchez, Loretta, Calif., E211
 Solis, Hilda L., Calif., E198
 Stark, Fortney Pete, Calif., E206, E208
 Towns, Edolphus, N.Y., E198
 Underwood, Robert A., Guam, E205
 Waxman, Henry A., Calif., E212
 Weldon, Curt, Pa., E204



Congressional Record

provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed at one time. ¶Public access to the Congressional Record is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the Congressional Record is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through GPO Access at www.gpo.gov/gpoaccess. Customers can also access this information with WAIS client software, via telnet at swais.access.gpo.gov, or dial-in using communications software and a modem at (202) 512-1661. Questions or comments regarding this database or GPO Access can be directed to the GPO Access User Support Team at: E-Mail: gpoaccess@gpo.gov; Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The Congressional Record paper and 24x microfiche will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$211.00 for six months, \$422.00 per year, or purchased for \$5.00 per issue, payable in advance; microfiche edition, \$141.00 per year, or purchased for \$1.50 per issue payable in advance. The semimonthly Congressional Record Index may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to (866) 512-1800 (toll free), (202) 512-1800 (D.C. Area), or fax to (202) 512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily Congressional Record is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the Congressional Record.

The public proceedings of each House of Congress, as reported by the Official Reporters thereof, are printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate

Pending:

Clinton Amendment No. 2906, to establish a residual ballot performance benchmark.

Pages S1142, S1170

Dodd (for Schumer) Modified Amendment No. 2914, to permit the use of a signature or personal mark for the purpose of verifying the identity of voters who register by mail.

Page S1142

Dodd (for Kennedy) Amendment No. 2916, to clarify the application of the safe harbor provisions.

Page S1142

Hatch Amendment No. 2935, to establish the Advisory Committee on Electronic Voting and the Electoral Process, and to instruct the Attorney General to study the adequacy of existing electoral fraud statutes and penalties.

Page S1168

Hatch Amendment No. 2936, to make the provisions of the Voting Rights Act of 1965 permanent.

Page S1169

Schumer/Wyden Amendment No. 2937, to permit the use of a signature or personal mark for the purpose of verifying the identity of voters who register by mail.

Pages S1172–88

Smith (NH) Amendment No. 2933, to prohibit the broadcast of certain false and untimely information on Federal elections.

Page S1188

A unanimous-consent-time agreement was reached providing for further consideration of Schumer/Wyden Amendment No. 2937 (listed above), on Wednesday, February 27, 2002, with a vote on or in relation to the amendment to occur at 10 a.m.

Page S1222

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Wednesday, February 27, 2002.

Page S1222

Nominations Confirmed: Senate confirmed the following nominations:

By unanimous vote of 98 yeas (Vote No. EX. 35), Robert E. Blackburn, of Colorado, to be United States District Judge for the District of Colorado.

Pages S1137–41, S1222

By unanimous vote of 98 yeas (Vote No. EX. 37), Cindy K. Jorgenson, of Arizona, to be United States District Judge for the District of Arizona.

Pages S1171, S1222

Nominations Received: Senate received the following nominations:

Robert Watson Cobb, of Maryland, to be Inspector General, National Aeronautics and Space Administration.

Major General Charles F. Bolden, Jr., United States Marine Corps, to be Deputy Administrator of the National Aeronautics and Space Administration.

Otto J. Reich, of Virginia, to be an Assistant Secretary of State (Western Hemisphere Affairs).

Michael Alan Guhin, of Maryland, a Career Member of the Senior Executive Service, for the rank of Ambassador during tenure of service as U.S. Fissile Material Negotiator.

1 Air Force nomination in the rank of general.

24 Army nominations in the rank of general.

23 Navy nominations in the rank of admiral.

Routine lists in the Army.

Page S1222

Messages From the House:

Page S1205

Measures Read First Time:

Page S1205

Executive Communications:

Pages S1205–07

Executive Reports of Committees:

Pages S1207–08

Additional Cosponsors:

Pages S1208–09

Statements on Introduced Bills/Resolutions:

Pages S1209–17

Additional Statements:

Pages S1200–05

Amendments Submitted:

Pages S1217–21

Authority for Committees to Meet:

Page S1221

Record Votes: Three record votes were taken today. (Total—37)

Pages S1140–41, S1171, S1171

Adjournment: Senate met at 9:45 a.m., and adjourned at 8:36 p.m., until 9:30 a.m., on Wednesday, February 27, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S1222).

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—JUSTICE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary concluded hearings on proposed budget estimates for fiscal year 2003 for the Department of Justice, after receiving testimony from John Ashcroft, Attorney General, Department of Justice.

APPROPRIATIONS—AID

Committee on Appropriations: Subcommittee on Foreign Operations concluded hearings on proposed budget estimates for fiscal year 2003 for the United States Agency for International Development, after receiving testimony from Andrew S. Natsios, Administrator, U.S. Agency for International Development.

ACCOUNTING AND INVESTOR PROTECTION

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings to examine accounting and investor protection issues, focusing on proposals to reform financial reporting by public companies, accounting standards, and oversight of

the accounting profession, receiving testimony from Walter P. Schuetze, Michael H. Sutton, Lynn E. Turner, all Chief Accountants, Securities and Exchange Commission; and Dennis R. Beresford, former Chairman, Financial Accounting Standards Board.

Hearings continue on Tuesday, March 5.

2003 BUDGET

Committee on the Budget: Committee concluded hearings on the President's proposed budget request for fiscal year 2003 for the Federal Highway Administration, Army Corps of Engineers, and the Department of Education, after receiving testimony from Mary E. Peters, Administrator, Federal Highway Administration, and Donna McLean, Assistant Secretary for Budget and Programs/Chief Financial Officer, both of the Department of Transportation; Michael Parker, Assistant Secretary of the Army for Civil Works; Lt. Gen. Robert B. Flowers, Chief of Engineers, United States Corps of Engineers; Thomas A. Till, Executive Director, Amtrak Reform Council; Bob Chase, National Education Association, and Larry M. King, Pennsylvania Department of Transportation, Harrisburg, on behalf of the American Association of State Highway and Transportation Officials.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee met and approved the issuance of a subpoena to Sherron Watkins, Enron Corporation, Houston, Texas.

ENRON CORPORATION

Committee on Commerce, Science, and Transportation: Committee held hearings to examine certain issues contributing to the collapse of Enron Corporation, receiving testimony from Sherron Watkins, Houston, Texas, and Jeffrey McMahon, Washington, D.C., both of Enron Corporation; and Jeffrey Skilling, Washington, D.C.

Hearings recessed subject to call.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Raymond L. Orbach, of California, to be Director of the Office of Science, Department of Energy, after the nominee, who was introduced by Senator Feinstein, testified and answered questions in his own behalf.

WATER INVESTMENT ACT

Committee on Environment and Public Works: Committee concluded hearings to examine S. 1961, to improve financial and environmental sustainability of the water programs of the United States, and other

related measures including S. 252, to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds; S. 285, to amend the Federal Water Pollution Control Act to authorize the use of State revolving loan funds for construction of water conservation and quality improvements; S. 503, to amend the Safe Water Act to provide grants to small public drinking water system; and S. 1044, to amend the Federal Water Pollution Control Act to provide assistance for nutrient removal technologies to States in the Chesapeake Bay watershed; after receiving testimony from Senator Kyl; Benjamin H. Grumbles, Deputy Assistant Administrator for Water, Environmental Protection Agency; Mayor Douglas H. Palmer, Trenton, New Jersey, on behalf of the United States Conference of Mayors; Joseph A. Moore, Chicago, Illinois, on behalf of the National League of Cities; Nancy Stoner, Natural Resources Defense Council, on behalf of the Clean Water Network, Paul D. Schwartz, Clean Water Action, and Terry R. Yellig, Sherman, Dunn, Cohen, Leifer, and Yellig, on behalf of the Building and Construction Trades Department (AFL-CIO), all of Washington, D.C.; William Kukurin, Kukurin Contracting, Inc., Export, Pennsylvania, on behalf of the Associated Builders and Contractors; and Jim Barron, Ronkin Construction, Arlington, Virginia, on behalf of the National Utility Contractors Association.

NOMINATION

Committee on Health, Education, Labor, and Pensions: Committee concluded hearings on the nomination of Gerald Reynolds, of Missouri, to be Assistant Secretary of Education for Civil Rights, after the nominee testified and answered questions in his own behalf.

INDIAN TRIBAL TRUST FUNDS

Committee on Indian Affairs: Committee held hearings to examine rulings of the United States Supreme Court affecting tribal government powers and authorities, focusing on trust reform and trust asset management, after receiving testimony from Neal A. McCaleb, Assistant Secretary for Indian Affairs, James Cason, Associate Deputy Secretary for Indian Affairs, and Thomas N. Slonaker, Special Trustee for American Indian Trust Funds, Office of the Special Trustee, all of the Department of the Interior; Reid Chambers and Douglas Endreson, both of Sonosky, Chambers, Sachse, and Endreson, Washington, D.C.; Donald T. Gray, Nixon, Peabody, LLP, San Francisco, California; Tex G. Hall, Three Affiliated Tribes of the Fort Berthold Reservation, New Town, North Dakota, on behalf of the National Congress of American Indians; Clifford Lyle Marshall, Hoopa Valley Tribal Council, Hoopa, California; Gary S.

Morishima, Intertribal Timber Council, Portland, Oregon; James T. Martin, United South and Eastern Tribes, Nashville, Tennessee; Edward K. Thomas, Central Council of the Tlingit and Haida Indian Tribes of Alaska, Juneau; and Charles O. Tillman, Jr., Osage Nation, Pawhuska, Oklahoma, and Bill Martin, Juneau, Alaska, both on behalf of the Intertribal Monitoring Association on Indian Trust Funds.

Hearings continue tomorrow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Ralph R. Beistline, to be United States District Judge for the District of Alaska, D. Brooks Smith, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, Randy Crane, to be United States District Judge for the Southern District of Texas, and David C. Bury, to be United States District Judge for the District of Arizona, after the nominees testified and answered questions in their own behalf. Mr. Beistline was introduced by Senators Stevens and Murkowski, Mr. Smith was introduced by Senators Specter and Santorum, Mr. Crane was introduced by Senator Gramm and Representative Hinojosa, and Mr. Bury was introduced by Senator Kyl.

U.S. PORT SECURITY

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings to examine the security of U.S. ports against terror, focusing on technology, resources, and homeland defense, after receiving testimony from Capt. William G. Schubert, Maritime Administrator, and Rear Adm. Kenneth T. Venuto, Director of Operations Policy, United States Coast Guard, both of the Department of Transportation; Bonni G. Tischler, Assistant Commissioner, Office of Field Operations, U. S. Customs Service, Department of the Treasury; Richard D. Steinke, Port of Long Beach, Long Beach, California, on behalf of the American Association of Port Authorities; F. Amanda DeBusk, former Assistant Secretary of Commerce for Export Enforcement, and former Commissioner, Interagency Commission on Crime and Security in U.S. Seaports, Washington, D.C.; Kim E. Peterson, Maritime Security Council, Fort Lauderdale, Florida; Rob Quartel, Freightdesk Technologies, Inc., McLean, Virginia; and Charles W. Upchurch, SGS Global Trade Solutions, Inc., New York, New York, on behalf of the Global Alliance for Trade Efficiency.

House of Representatives

Chamber Action

Measures Introduced: 15 public bills, H.R. 3784–3798; and 5 resolutions, H.J. Res. 83; H. Con. Res. 333–334, and H. Res. 349 and 351 were introduced.

Page H561

Reports Filed: Reports were filed today as follows:

H. Res. 350, providing for consideration of H.R. 1542, to deregulate the Internet and high speed data services (H. Rept. 107–361).

Page H560

Speaker Pro Tempore: Read a letter from the Speaker wherein he appointed Representative Biggert to act as Speaker pro tempore for today.

Page H525

Wreath Laying Ceremonies at the Washington Monument Observance of George Washington's Birthday: The Chair announced the Speaker's appointment of Representative Bartlett of Maryland to represent the House at wreath-laying ceremonies at the Washington Monument for the observance of George Washington's birthday held on Friday, February 22, 2002. Subsequently, agreed that the pro-

gram and the remarks made by Representative Bartlett be inserted in today's Congressional Record.

Pages H525–26

Suspensions: The House agreed to suspend the rules and pass the following measures:

Family Sponsor Immigration: Agreed to the Senate amendment to H.R. 1892, to amend the Immigration and Nationality Act to provide for the acceptance of an affidavit of support from another eligible sponsor if the original sponsor has died and the Attorney General has determined for humanitarian reasons that the original sponsor's classification petition should not be revoked (agreed to by a yeas-and-nays vote of 404 yeas to 3 nays, Roll No. 39) clearing the measure for the President;

Pages H527–29, H536

Appalachian Regional Development Act Amendments: S. 1206, to reauthorize the Appalachian Regional Development Act of 1965—clearing the measure for the President; and

Pages H529–33

Tragic Eruption of the Nyiragongo Volcano in the Congo: H. Con. Res. 304, amended, expressing sympathy to the people of the Democratic Republic of the Congo who were tragically affected by the eruption of the Nyiragongo volcano on January 17, 2002, and supporting an increase in the amount of assistance provided by the United States to the people of the Democratic Republic of the Congo (agreed to by a yea-and-nay vote of 405 yeas to 1 nay, Roll No. 40). Amended the title so as to read "Concurrent resolution expressing sympathy to the people of the Democratic Republic of the Congo who were tragically affected by the eruption of the Nyiragongo volcano on January 17, 2002." **Pages H533–35, H536–37**

Recessed: The House recessed at 2:50 p.m. and reconvened at 6:30 p.m. **Page H535**

Committee Resignation and Election—Committee on International Relations: Read a letter from Representative Burr wherein he announced his resignation from the Committee on International Relations. Subsequently the House agreed to H. Res. 349, electing Representative Green of Wisconsin to the Committee on International Relations. **Page H535**

National Urban Air Toxics Research Center: The Chair announced the Speaker's appointment of Mr. Hans P. Blaschek of Champaign, Illinois to the Board of Directors of the National Urban Air Toxics Research Center. **Page H535**

First Sponsor: Agreed that hereafter Representative DeMint will be considered as the first sponsor of H.R. 2714, to terminate the Internal Revenue Code of 1986, for the purpose of adding cosponsors and requesting reprints pursuant to clause 7 of rule XII. The bill was originally introduced by former Representative Largent. **Page H537**

Senate Message: Messages received from the Senate today appears on page H525.

Referrals: S. 980 was referred to the Committees on Energy and Commerce and Transportation and Infrastructure. S.J. Res. 32 was referred to the Committee on Armed Services. **Page H557**

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages H536, H536–37. There were no quorum calls.

Adjournment: The House met at 2 p.m. and adjourned at 10:28 p.m.

Committee Meetings

LABOR, HHS, AND EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services and Education held a hearing on SSA. Testimony was heard from the following officials of the Social Security Administration: JoAnne B. Barnhart, Commissioner; and James G. Huse, Jr., Inspector General.

NATIONAL NUCLEAR SECURITY ADMINISTRATION IMPLEMENTATION

Committee on Armed Services: Special Oversight Panel on Department of Energy Reorganization held a hearing on the implementation of the National Nuclear Security Administration of the provisions contained in Title 32 of the National Defense Authorization Act for Fiscal Year 2000. Testimony was heard from Gen. John A. Gordon, USAF (Ret.), Administrator, National Nuclear Security Administration, Department of Energy; and Gary Jones, Director, Natural Resources and Environment, GAO.

RETIREMENT PROTECTION

Committee on Financial Services: Subcommittee on Oversight and Investigations held a hearing entitled "Retirement Protection: Fighting fraud in the sale of death." Testimony was heard from Dan Mihalko, Inspector in Charge, Congressional and Public Affairs Division, U.S. Postal Service; the following officials of the State of Ohio: J. Lee Covington II, Director, Department of Insurance; and Thomas E. Geyer, Assistant Director, Department of Commerce; and public witnesses.

NATIONAL DRUG CONTROL STRATEGY

Committee on Government Reform: Subcommittee on Criminal Justice, Drug Policy and Human Resources held a hearing on "The National Drug Control Strategy for 2002." Testimony was heard from the following officials of the Office of National Drug Control Policy: John Walters, Director; and David Riviat, Budget Chief.

HOMELAND SECURITY MISSIONS

Committee on Government Reform: Subcommittee on Technology and Procurement Policy held a hearing on "Helping Federal Agencies Meet Their Homeland Security Missions: How Private Sector Solutions Can Be Applied to Public Sector Problems." Testimony was heard from Pat Schambach, Chief Information Officer, Department of Transportation; Fernando

Burbano, Chief Information Officer, Department of State; S. W. Hall, Jr., Chief Information Officer, U.S. Customs Service, Department of the Treasury; Ronald Miller, Chief Information Officer, FEMA; and public witnesses.

CYBER SECURITY ENHANCEMENT ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action, as amended, H.R. 3482, Cyber Security Enhancement Act of 2001.

INTERNET FREEDOM AND BROADBAND DEVELOPMENT ACT

Committee on Rules: Granted, by voice vote, a structured rule on H.R. 1542, Internet Freedom and Broadband Development Act of 2001, providing one hour and twenty minutes of general debate, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce and twenty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The rule waives all points of order against consideration of the bill. The rule provides that the amendment in the nature of a substitute printed in part A of the report of the Committee on Rules accompanying the resolution shall be considered as adopted in the House and in the Committee of the Whole. The rule provides that the bill, as amended, shall be considered as the original bill for the purpose of further amendment and shall be considered as read. The rule provides that no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. The rule provides that the amendments printed in part B of the report may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against amendments printed in part B of the report. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Tauzin and Representatives Upton, Cox, Buyer, Cannon, Flake, Dingell, Towns, Conyers, Nadler, and Jackson-Lee.

ADOPTING RULES COMMITTEE VIEWS AND ESTIMATES ON THE PRESIDENT'S FY 2003 BUDGET

Committee on Rules: By voice vote, the Committee adopted its views and estimates on the President's fiscal year 2003 budget.

RETIREMENT SECURITY AND DEFINED CONTRIBUTION PLANS

Committee on Ways and Means: Held a hearing on Retirement Security and Defined Contribution Plans. Testimony was heard from Mark Weinberger, Assistant Secretary, Tax Policy, Department of the Treasury; Ann L. Combs, Assistant Secretary, Pension and Welfare Benefits, Department of Labor; and public witnesses.

COMMITTEE MEETINGS FOR WEDNESDAY, FEBRUARY 27, 2002

(Committee meetings are open unless otherwise indicated)

Senate

Special Committee on Aging: to hold hearings to examine the shortage of geriatric trained health care professionals, 9 a.m., SD-628.

Committee on Appropriations: Subcommittee on Transportation, to hold hearings to examine highway safety programs, 9:30 a.m., SD-116.

Subcommittee on VA, HUD, and Independent Agencies, to hold hearings to examine the role of the Federal Emergency Management Agency concerning terrorism response, 9:30 a.m., SD-124.

Subcommittee on Defense, to hold hearings to examine proposed budget estimates for fiscal year 2003 for the Department of Defense, 10 a.m., SD-192.

Subcommittee on Agriculture, Rural Development, and Related Agencies, to hold hearings to examine the overview of the U.S. Department of Agriculture, 10 a.m., SD-138.

Committee on Armed Services: Subcommittee on Readiness and Management Support, to hold hearings to examine acquisition policy issues of the Department of Defense, 10 a.m., SR-222.

Subcommittee on Emerging Threats and Capabilities, to hold hearings to examine Iraq's weapons of mass destruction program; to be followed by closed hearings in SR-232A, 2:30 p.m., SR-222.

Committee on Banking, Housing, and Urban Affairs: to hold oversight hearings to examine issues with respect to corporate governance, 10 a.m., SD-538.

Committee on the Budget: to hold hearings to examine the long-term budgetary outlook, 10 a.m., SD-608.

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space, to hold hearings on S. 414, to amend the National Telecommunications and Information Administration Organization Act

to establish a digital network technology program, focusing on the digital divide and minority serving institutions, 2 p.m., SR-253.

Committee on Finance: to hold hearings to examine retirement security in light of the fall of Enron Corporation, 2 p.m., SD-215.

Committee on Foreign Relations: to hold hearings to examine the development of a secure future, focusing on democratization, poverty alleviation, and human rights, 10 a.m., SD-419.

Subcommittee on International Operations and Terrorism, to hold hearings to examine U.S. contributions toward the United Nation's Population Fund and how it effects the lives of women, 2:15 p.m., SD-419.

Committee on Governmental Affairs: to hold hearings to examine the fall of the Enron Corporation and the silence of the Wall Street analysts, 9:30 a.m., SD-342.

Committee on Health, Education, Labor, and Pensions: to hold hearings to examine S. 1284, to prohibit employment discrimination on the basis of sexual orientation, 10 a.m., SD-430.

Subcommittee on Employment, Safety and Training, to hold hearings to examine workplace safety and health issues with respect to immigrant and low-wage workers, 2 p.m., SD-430.

Committee on Indian Affairs: to hold oversight hearings on the management of Indian Trust Funds, 2 p.m., SD-106.

Committee on the Judiciary: to hold hearings to examine sovereign immunity and the protection of intellectual property, 10 a.m., SD-226.

Committee on Small Business and Entrepreneurship: to hold hearings to examine the President's proposed budget request for fiscal year 2003 for the Small Business Administration, 9 a.m., SR-428A.

Committee on Veterans' Affairs: to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Disabled American Veterans and the Veterans of Foreign Wars, 9:30 a.m., 345 Cannon Building.

House

Committee on Agriculture, to consider Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget, 10 a.m., 1300 Longworth.

Committee on Appropriations, Subcommittee on Agriculture, Rural Development, Food and Drug Administration and Related Agencies, on NRE/Natural Resources Conservation Service, 9:30 a.m., 2362A Rayburn.

Subcommittee on Commerce, Justice, State and Judiciary, on Secretary of Commerce, 2 p.m., 2358 Rayburn.

Subcommittee on Energy and Water Development, on U.S. Army Corps of Engineers, 10 a.m., 2362B Rayburn.

Subcommittee on Interior, on Secretary of the Interior, 10 a.m., B-308 Rayburn.

Subcommittee on Labor, Health and Human Services and Education, on Department of Labor-Employment Assistance and Training Activities Panel, 9:45 a.m., 2358 Rayburn.

Subcommittee on Military Construction, on Army, 1:30 p.m., H-140 Rayburn.

Subcommittee on Transportation, on the Future of AMTRAK, 1 p.m., 2358 Rayburn.

Subcommittee on Treasury, Postal Service and General Government, on U.S. Customs, 10 a.m., 2359 Rayburn and on Secret Service, 2 p.m., 2362A Rayburn.

Committee on Armed Services, to continue hearings on the fiscal year 2003 National Defense Authorization budget request, 2 p.m., 2118 Rayburn.

Subcommittee on Military Procurement and the Subcommittee on Military Research and Development, joint hearing on the Missile Defense Agency and the fiscal year 2003 National Defense Authorization budget request, 10 a.m., 2118 Rayburn.

Committee on Education and the Workforce, Subcommittee on Employer-Employee Relations, hearing on "Enron and Beyond: Legislative Solutions," 10:30 a.m., 2175 Rayburn.

Subcommittee on 21st Century Competitiveness, hearing on "Assessing the Child Care and Development Block Grant," 2 p.m., 2175 Rayburn.

Committee on Financial Services, hearing on monetary policy and the state of the economy, 10 a.m., 2128 Rayburn.

Subcommittee on Oversight and Investigations, hearing entitled "How much are Americans at risk until Congress Passes Terrorism Insurance Protection?" 3 p.m., 2128 Rayburn.

Committee on Government Reform, hearing on "Justice Department Misconduct in Boston: Are Legislative Solutions Required?" 10 a.m., 2154 Rayburn.

Committee on International Relations, Subcommittee on East Asia and the Pacific and the Subcommittee on the Middle East and South Asia, joint hearing on U.S. Security Policy in Asia and the Pacific: the View from Pacific Command, 10 a.m., 2172 Rayburn.

Subcommittee on Europe, to mark up H. Res. 339, urging the Government of Ukraine to ensure a democratic, transparent, and fair election process leading up to the March 31, 2002, parliamentary elections; followed by a hearing on U.S.-Russian Relations: An Assessment, 1:45 p.m., 2172 Rayburn.

Committee on the Judiciary, to consider Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget, and to mark up H.R. 2146, Two Strikes You're Out Child Protection Act, 10:30 a.m., 2141 Rayburn.

Committee on Resources, to mark up the following measures: H. Con. Res. 275, expressing the sense of the Congress that hunting seasons for migratory mourning doves should be modified so that individuals have a fair and equitable opportunity to hunt such birds; H.R. 706, to direct the Secretary of the Interior to convey certain properties in the vicinity of the Elephant Butte Reservoir and the Caballo Reservoir, New Mexico; H.R. 1712, to authorize the Secretary of the Interior to make minor adjustments to the boundary of the National Park of American Samoa to include certain portions of the islands of Ofu and Olosega within the park; H.R. 1870, Fallon Rail Freight Loading Facility Transfer Act; H.R. 1883, Burnt,

Malheur, Owyhee, and Powder River Basin Water Optimization Feasibility Study Act of 2001; H.R. 2963, Deep Creek Wilderness Act; and H.R. 3389, National Sea Grant College Program Act Amendments of 2001, 10 a.m., 1324 Longworth.

Subcommittee on Energy and Mineral Resources, oversight hearing on Fiscal Year 2003 U.S. Geological Survey, Minerals Management Service and Office of Surface Mining Reclamation and Enforcement Budgets, 2 p.m., 1324 Longworth.

Committee on Science, hearing on NASA's Fiscal Year 2003 Budget Request, 10 a.m., 2318 Rayburn.

Committee on Small Business, hearing on "Subsidy Rate Calculation: An Unfair Tax on Small Business?" 2 p.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, to consider the following: Committee Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget; public buildings 112(b) resolutions; S. 1622, to extend the period of availability of unemployment assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act in the case of victims of the terrorist attacks of September 11, 2001; H.R. 2804, to designate the United States courthouse located at 95 Seventh Street in San Francisco, California, as the "James R. Browning United States Courthouse;" H.R. 3282, to designate the Federal building and United States courthouse located at 400 North Main Street in Butte, Montana, as the "Mike Mansfield Federal Building and United States Courthouse;" H.R. 3643, to designate the Federal building and United States courthouse located at 120 12th Street in Columbus, Georgia, as the "J. Robert Elliott

Federal Building and United States Courthouse;" S. 1270, to designate the United States courthouse to be constructed at 8th Avenue and Mill Street in Eugene, Oregon, as the "Wayne Lyman Morse United States Courthouse;" H. Con. Res. 255, expressing the sense of the Congress regarding the 30th anniversary of the enactment of the Clean Water Act; and other pending business, 1 p.m., 2167 Rayburn.

Subcommittee on Aviation, hearing on Aviation Security, focusing on Passenger Profiling, 9:30 a.m., 2167 Rayburn.

Subcommittee on Water Resources and Environment, hearing on the Corps of Engineers' Budget and Priorities for Fiscal Year 2003, 2:30 p.m., 2167 Rayburn.

Committee on Veterans' Affairs, Subcommittee on Health, hearing to consider issues of operational and medical readiness in the active duty force and their relationships to the health status of the veteran population, 2 p.m., 334 Cannon.

Committee on Ways and Means, to consider Committee Budget Views and Estimates for Fiscal Year 2003 for submission to the Committee on the Budget; and to hold a hearing on the WTO's Extraterritorial Income Decision, 10:30 a.m., 1100 Longworth.

Joint Meetings

Joint Meetings: Senate Committee on Veterans' Affairs, to hold joint hearings with the House Committee on Veterans' Affairs to examine the legislative presentations of the Disabled American Veterans and the Veterans of Foreign Wars, 9:30 a.m., 345 Cannon Building.

Next Meeting of the SENATE

9:30 a.m., Wednesday, February 27

Senate Chamber

Program for Wednesday: Senate will continue consideration of S. 565, Election Reform, with a vote on or in relation to Schumer/Wyden Amendment No. 2937.

Next Meeting of the HOUSE OF REPRESENTATIVES

10 a.m., Wednesday, February 27

House Chamber

Program for Wednesday: Consideration of H.R. 1542, Internet Freedom and Broadband Deployment Act (structured rule, 1 hour and 20 minutes of debate).

Extensions of Remarks, as inserted in this issue

HOUSE

Ackerman, Gary L., N.Y., E211
 Andrews, Robert E., N.J., E197
 Baca, Joe, Calif., E192
 Baldwin, Tammy, Wisc., E210
 Bentsen, Ken, Tex., E198
 Berkley, Shelley, Nev., E210
 Berman, Howard L., Calif., E212
 Blagojevich, Rod R., Ill., E196
 Bonior, David E., Mich., E203, E205, E207
 Burton, Dan, Ind., E194
 Cardin, Benjamin L., Md., E210
 Clement, Bob, Tenn., E206, E207
 Combest, Larry, Tex., E193, E194
 Cramer, Robert E. (Bud), Jr., Ala., E189, E191, E193, E194
 DeLauro, Rosa L., Conn., E204, E206, E208

Faleomavaega, Eni F.H., American Samoa, E196
 Goss, Porter J., Fla., E209
 Hall, Tony P., Ohio, E202
 Harman, Jane, Calif., E211
 Hart, Melissa A., Pa., E210
 Hefley, Joel, Co., E192
 Hilliard, Earl F., Ala., E189
 Hinojosa, Rubén, Tex., E204
 Hoekstra, Peter, Mich., E201
 Kaptur, Marcy, Ohio, E190, E195
 Lampson, Nick, Tex., E209
 Lantos, Tom, Calif., E189, E191
 Lucas, Ken, Ky., E207, E209
 McCarthy, Karen, Mo., E193
 McDermott, Jim, Wash., E199
 McInnis, Scott, Colo., E196, E201, E203, E205, E207, E209
 McKinney, Cynthia A., Ga., E189

Moore, Dennis, Kansas, E193
 Nadler, Jerrold, N.Y., E192
 Oberstar, James L., Minn., E195
 Olver, John W., Mass., E191
 Pallone, Frank, Jr., N.J., E196
 Pascrell, Bill, Jr., N.J., E191, E195
 Pence, Mike, Ind., E200
 Radanovich, George, Calif., E192, E203, E208
 Rogers, Mike, Mich., E189, E199
 Rothman, Steven R., N.J., E211
 Sanchez, Loretta, Calif., E211
 Solis, Hilda L., Calif., E198
 Stark, Fortney Pete, Calif., E206, E208
 Towns, Edolphus, N.Y., E198
 Underwood, Robert A., Guam, E205
 Waxman, Henry A., Calif., E212
 Weldon, Curt, Pa., E204



Congressional Record

provisions of Title 44, United States Code, and published for each day that one or both Houses are in session, excepting very infrequent instances when two or more unusually small consecutive issues are printed at one time. ¶Public access to the Congressional Record is available online through *GPO Access*, a service of the Government Printing Office, free of charge to the user. The online database is updated each day the Congressional Record is published. The database includes both text and graphics from the beginning of the 103d Congress, 2d session (January 1994) forward. It is available through GPO Access at www.gpo.gov/gpoaccess. Customers can also access this information with WAIS client software, via telnet at swais.access.gpo.gov, or dial-in using communications software and a modem at (202) 512-1661. Questions or comments regarding this database or GPO Access can be directed to the GPO Access User Support Team at: E-Mail: gpoaccess@gpo.gov; Phone 1-888-293-6498 (toll-free), 202-512-1530 (D.C. area); Fax: 202-512-1262. The Team's hours of availability are Monday through Friday, 7:00 a.m. to 5:30 p.m., Eastern Standard Time, except Federal holidays. ¶The Congressional Record paper and 24x microfiche will be furnished by mail to subscribers, free of postage, at the following prices: paper edition, \$211.00 for six months, \$422.00 per year, or purchased for \$5.00 per issue, payable in advance; microfiche edition, \$141.00 per year, or purchased for \$1.50 per issue payable in advance. The semimonthly Congressional Record Index may be purchased for the same per issue prices. To place an order for any of these products, visit the U.S. Government Online Bookstore at: bookstore.gpo.gov. Mail orders to: Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954, or phone orders to (866) 512-1800 (toll free), (202) 512-1800 (D.C. Area), or fax to (202) 512-2250. Remit check or money order, made payable to the Superintendent of Documents, or use VISA, MasterCard, Discover, American Express, or GPO Deposit Account. ¶Following each session of Congress, the daily Congressional Record is revised, printed, permanently bound and sold by the Superintendent of Documents in individual parts or by sets. ¶With the exception of copyrighted articles, there are no restrictions on the republication of material from the Congressional Record.

The public proceedings of each House of Congress, as reported by the Official Reporters thereof, are printed pursuant to directions of the Joint Committee on Printing as authorized by appropriate